

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte TAMMY ZHENG,
CALVIN GABRIEL
and
SAMIT SENGUPTA

MAILED

APR 25 2005

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Application 09/775,370

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences (BPAI) on April 5, 2005. A review of the application has again revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

This case was returned to the Examiner in an **ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER** on April 19, 2004 for the following reasons:

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- 1) there was no proper indication that an appeal conference was held in the Examiner's Answer (Paper No. 14),
- 2) the fee for the Notice of Appeal filed on November 27, 2002 (Paper No. 12) was not charged as directed by applicants, and
- 3) the fee for the Appeal Brief filed January 27, 2003 (Paper No. 13) was not charged as directed by applicants.

This case was returned to the Board of Patent Appeals on April 5, 2005. While the appeal conference appears to be satisfactory, the fees for the Notice of Appeal and Appeal Brief have not been applied.

Accordingly, it is

ORDERED this case is again returned to the examiner to have the appropriate fees charged, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:



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